

6 as an apprentice. For such registration a fee of five (\$5.00) dollars
7 shall be collected from the applicant.

1 SEC. 6. For the purpose of revoking a license under the provisions
2 of section twenty-four hundred ninety-two (2492) of the code, 1927,
3 "Unprofessional Conduct" on the part of an embalmer shall consist
4 only of any one of the following acts:

5 1. Knowingly misrepresenting any material matter to a prospective
6 purchaser of funeral merchandise, furnishings, or services.

7 2. Executing a death certificate or shipping paper for use of anyone
8 except a licensed embalmer or a registered apprentice who is working
9 under his immediate personal supervision.

10 3. Recommending to the board of embalmers' examiners an appli-
11 cant for a license who has not, to his personal knowledge, complied
12 with the requirements of the law and the rules of the board of em-
13 balmers' examiners.

1 SEC. 7. Any embalmer who wilfully solicits professional patronage
2 or business and gives, or agrees to give, money, property, gift or other
3 reward therefor, and any person who wilfully and knowingly receives
4 the same, shall be guilty of a misdemeanor, and, upon conviction
5 thereof, shall be punished by a fine of not less than one hundred
6 (\$100.00) dollars and not more than five hundred (\$500.00) dollars,
7 or be imprisoned in the county jail for not less than thirty days or
8 more than six months.

1 SEC. 8. The commissioner of public health shall have power to
2 inspect all places where dead human bodies are prepared, or held for
3 burial, or entombment; and to prescribe and enforce such rules and
4 regulations in connection therewith as may be necessary for the pres-
5 ervation of the public health.

1 SEC. 9. No person licensed to practice embalming in Iowa shall be
2 required to secure a new license under this act.

Senate File No. 191. Approved April 5, A. D. 1929.

CHAPTER 70

COSMETOLOGY

AN ACT to regulate the practice of cosmetology and schools of instruction in such profession and to provide for license fees for practitioners, itinerants, apprentices, practitioners in the use of the electric needle, and for schools; and to amend the law as it appears in section twenty-five hundred eleven (2511), section twenty-five hundred sixteen (2516), section twenty-five hundred eighty-five-b two (2585-b2), section twenty-five hundred eighty-five-b four (2585-b4), and section twenty-five hundred eighty-five-b six (2585-b6) of the code, 1927; and to repeal section twenty-five hundred eighty-five-b five (2585-b5), and section twenty-five hundred eighty-five-b nine (2585-b9), of the code, 1927, and to enact substitutions therefor; relating to the practice of certain professions affecting the public health and pertaining to the practice of cosmetology.

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. No school shall be approved by the board of cos-
2 metology examiners unless and until such school shall have made a

3 verified application to the department for a license to teach cosme-
4 tology. Such application shall be accompanied by the annual license
5 fee, shall state the name and location of said school, and such other
6 additional information as the board of cosmetology examiners may
7 require. When such application shall have been approved by the
8 board of cosmetology examiners the department shall issue to the
9 applicant a license to conduct such school of cosmetology for one (1)
10 year. Subject to the approval of the board of cosmetology examiners
11 any such license may be annually renewed upon the receipt of the
12 annual license fee.

1 SEC. 2. Any person having completed the prescribed course in, and
2 having obtained a diploma from a school of cosmetology approved by
3 the board of cosmetology examiners and licensed by the department,
4 and having made application to take the next succeeding examination
5 in cosmetology, shall be known as an apprentice and upon payment
6 of the required fee to the department and the submission of evidence
7 of his eligibility to the board of cosmetology examiners, shall be is-
8 sued a permit by the department which shall entitle such person to
9 work as a cosmetology operator from the date of such graduation to
10 the date of the next succeeding state examination in cosmetology.
11 Only one (1) permit may be issued to any person.

1 SEC. 3. Managers of shops or other places where cosmetology is
2 practiced, who directly supervise the work of operators, shall be li-
3 censed cosmetologists.

1 SEC. 4. No person, firm or corporation shall employ any person as
2 a practitioner of cosmetology unless such person is a licensed cos-
3 metologist, or an apprentice as defined by this act.

1 SEC. 5. All fees provided for by this act and all other fees paid to
2 the department by practitioners of cosmetology shall be paid by the
3 department to and receipted for by the treasurer of state, who shall
4 keep such fees in a separate fund to be known as the cosmetology
5 fund. Such fund shall be continued from year to year and the treas-
6 urer shall keep a separate account thereof showing receipts and dis-
7 bursements as authorized by section twelve (12) of this act, and the
8 balance therein; and no part of such fund shall be used for any other
9 purpose than the administration and enforcement of the laws relating
10 to the practice of cosmetology.

1 SEC. 6. That the law as it appears in section twenty-five hundred
2 eleven (2511) of the code, 1927, be amended by striking therefrom
3 the word "or" in line three (3) thereof, and by adding thereto after
4 the word "optometrist" in line three (3), a comma (,), and the words
5 "or itinerant cosmetologist"; also by striking therefrom the word
6 "or" in line seven (7) of said section, and by adding immediately
7 after the comma (,), following the word "optometry" in said line
8 seven (7), the following: "or cosmetology,".

1 SEC. 7. That the law as it appears in section twenty-five hundred
2 sixteen (2516) of the code, 1927, be amended as follows:

3 a. By adding after the word "barbering" in line four (4) of para-
4 graph seven (7) of said section, the words "or cosmetology".

5 b. By adding to said section the following paragraphs:

6 "11. For a license to conduct a school teaching cosmetology, an
7 annual fee of one hundred dollars (\$100.00).

8 "12. For a license to practice as an itinerant cosmetologist, in ad-
9 dition to any other fee required of cosmetologists, one hundred dol-
10 lars (\$100.00).

11 "13. For a permit to practice as an apprentice in cosmetology, one
12 dollar (\$1.00)."

1 SEC. 8. That the law as it appears in section twenty-five hundred
2 eighty-five-b two (2585-b2) of the code, 1927, be amended by striking
3 therefrom paragraphs one (1), and three (3), and by enacting in lieu
4 of paragraph one (1), the following:

5 "Licensed physicians, surgeons, osteopaths, nurses, dentists, podi-
6 atrists, optometrists and chiropractors when exclusively engaged in
7 the practice of their respective professions."

1 SEC. 9. That the law as it appears in section twenty-five hundred
2 eighty-five-b four (2585-b4) of the code, 1927, be amended by strik-
3 ing therefrom the comma (,), following the word "examiners" in
4 line seven (7), and all of the text in said section following said comma
5 (,), and by substituting in lieu thereof the following:

6 "and licensed by the department, showing that said applicant has
7 completed the course of study in said school prescribed by the board
8 of cosmetology examiners."

1 SEC. 10. That the law as it appears in section twenty-five hundred
2 eighty-five-b five (2585-b5) of the code, 1927, be repealed and the
3 following enacted in lieu thereof:

4 "If an applicant desires a license authorizing him to remove super-
5 fluous hair by the use of the electric needle, he shall present a diploma,
6 as evidence, of having completed such a course in a school recognized
7 by the board of cosmetology examiners which teaches a special course
8 in the practice of the use of the electric needle. The board of cos-
9 metology examiners shall give to such applicant an examination in
10 the use of the electric needle for which the applicant shall pay a fee
11 of ten dollars (\$10.00) to the department."

1 SEC. 11. That the law as it appears in section twenty-five hundred
2 eighty-five-b six (2585-b6) of the code, 1927, be amended by inserting
3 after the word "rules" in line three (3) thereof, the words "for shops
4 and schools."

1 SEC. 12. That the law as it appears in section twenty-five hundred
2 eighty-five-b nine (2585-b9) of the code, 1927, be repealed and the
3 following enacted in lieu thereof:

4 "The commissioner of public health, with the approval of the cos-
5 metology examiners, shall appoint such inspectors and clerical as-
6 sistants and incur such other expense as may be necessary to properly
7 administer and enforce the provisions of law relating to the practice
8 of cosmetology. The amount of compensation of such appointees
9 shall be fixed by the executive council. There is hereby annually ap-
10 propriated out of the cosmetology fund in the state treasury a sum
11 sufficient to pay the compensation and the expenses of said exam-
12 iners, inspectors and clerical assistants, and, other necessary expense.
13

14 Provided however that the entire cost of the administration and en-
 15 forcement of the provisions of law relating to the practice of cos-
 16 metology shall not exceed in any one (1) year, the receipts under such
 17 laws for such year together with the balance held by the treasurer of
 18 state in the cosmetology fund from preceding years."

1 SEC. 13. This act being deemed of immediate importance shall take
 2 effect and be in full force from and after its publication in the Water-
 3 loo Courier, a newspaper published in Waterloo, Iowa, and the Sioux
 4 City Journal, a newspaper published in Sioux City, Iowa, without ex-
 5 pense to the state.

Senate File No. 189. Approved April 15, A. D. 1929.

I hereby certify that the foregoing act was published in the Waterloo Courier April 22, 1929, and the Sioux City Journal April 23, 1929.

ED. M. SMITH, *Secretary of State.*

CHAPTER 71

BARBERING

AN ACT to amend the law as it appears in chapter one hundred twenty-four b two (124-b2), relating to the inspection of barber shops, and relating to the enforcement of the sanitary rules and regulations adopted by the state department of health for barber shops.

Be it enacted by the General Assembly of the State of Iowa:

1 SECTION 1. That the law as it appears in chapter one hundred
 2 twenty-four b two (124-b2), be and the same is hereby amended by
 3 inserting immediately following section twenty-five hundred eighty-
 4 five b fifteen (2585-b15), the following:

5 "2585-b15a. If the proprietor or person in charge of any barber
 6 shop fails to comply with the sanitary rules prescribed by the state
 7 department of health as provided in the preceding section, or fails
 8 to maintain said barber shop as required by said rules, the state de-
 9 partment of health may notify said person of such failure in writing,
 10 and if said rules and regulations are not complied with within five
 11 (5) days after receiving such written notice, the department shall in
 12 writing order such shop closed and it shall remain closed until the
 13 department is satisfied that the rules have been or will be complied
 14 with. Any person who practices barbering in any shop while such
 15 shop is ordered closed, as herein provided, shall be guilty of a mis-
 16 demeanor. It shall be the duty of the county attorney in each county
 17 to assist and aid the state department or any of its inspectors, in en-
 18 forcing the provisions of this and the preceding section.

1 SEC. 2. This act being deemed of immediate importance shall take
 2 effect and be in full force from and after its publication in the Evening
 3 Gazette, a newspaper published at Cedar Rapids, Iowa, and the Council
 4 Bluffs Nonpareil, a newspaper published at Council Bluffs, Iowa.

Senate File No. 124. Approved March 30, A. D. 1929.

I hereby certify that the foregoing act was published in the Evening Gazette April 3, 1929, and the Council Bluffs Nonpareil April 3, 1929.

ED. M. SMITH, *Secretary of State.*